

PATENT Attorney Docket No. A-68718-4/RMS/RMK/JML [463037-200]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BLACKBURN, et al.

Serial No.:

09/993,342

Filing Date:

5 NOVEMBER 2001

For:

DEVICES AND METHODS FOR

BIOCHIP MULTIPLEXING

Examiner: TBD

Group Art Unit: 1744

CERTIFICATE OF MAILING

I hereby certify that this correspondence and its listed enclosures is being deposited with the United States Postal Service as First Class Mail addressed to Mail Stop PETITION; Commissioner for Patents; P.O. Box 1450; Alexandria. VA; 22313-1450 on

Alexandria, VA; JUNE 19, 2003

JUNE 19, 200.

Signed___/

Maria Ciganovich

PETITION UNDER 37 CFR §1.78(a)(6)
TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. § 119(e)
FOR THE BENEFIT OF A PRIOR FILED PROVISIONAL APPLICATION

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby Petition to accept a delayed claim under 35 U.S.C. §119(e) for the benefit of the filing date of U.S. Provisional Application Number 60/245,840, filed November 3, 2000 entitled "DEVICES AND METHODS FOR BIOCHIP MULTIPLEXING". The Petition is submitted after receipt of a Decision on Petition mailed 4/22/03. The Decision set a due date for this Petition of 22 June 2003. Accordingly, the Petition is timely.

This petition is accompanied by a preliminary amendment to correct the reference in the application to the Provisional Application Number 60/245,840, as required by 37 CFR §1.78(a)(5).

The petition is further accompanied by a check for the necessary surcharge set forth in 37 CFR §1.17(t), \$1,300.

The entire delay between the date a correct priority claim was due under 37 CFR §1.78(a)(5) and the filing of this petition was unintentional.

Serial No.: 09/993,342

Filing Date: 5 November 2001

While Applicant believes that no further fees are due at this time, the Commissioner is authorized to charge any fees that may be due as a result of filing this amendment, including additional claims fees not already paid for, or other fees that have not been separately paid, to Deposit Account 50-2319 (Order No. [A-68718-4/RMS/RMK/JML [463037-200]]).

Respectfully submitted, DORSEY, & WHITNEY LLP

Jennifer M. Lane, Patent Agent, Reg. No. 51,916

for Robln M. Silva, Reg. No. 38, 304

Attorney for Applicants

Four Embarcadero Center - Suite 3400 San Francisco, California 94111-4187

Tel.:

(415) 781-1989 (415) 398-3249

Fax: SF-1111133